No. 99

MICHIGAN SENATE

DAILY CALENDAR

SUNDAY, SEPTEMBER 30, 2007 12:01 a.m.

MESSAGES FROM THE GOVERNOR

SB 436 Sen. Jelinek

Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.

— 1 ———

Creates appropriation act.

Approved by Governor, with line item vetoed, Wednesday, June 6.

For veto message, see Senate Journal No. 57, page 847.

Vetoed line item pending.

MESSAGES FROM THE HOUSE

— 2 —

SB 53 Sen. Whitmer

Income tax; city; contributions to a city for specified purposes; provide for check-off option.

Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.

I.E. House, August 21, 2007.

Returned from House with House substitute (H-1), Wednesday, August 22; laid over under the rules.

Committee recommended I.E.

_____ 3 _____

HB 4120 Rep. Bauer

Income tax; city; contributions to a city for specified purposes; provide for check-off option.

Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.

I.E. House, February 27, 2007.

I.E. Senate, March 28, 2007.

Returned from House with House substitute (H-1) to Senate substitute (S-2), Wednesday, August 22; laid over under the rules.

MESSAGES FROM THE HOUSE

----- 4 -----

SB 419 Sen. Kuipers

Education; employees; providing medical, optical, and dental benefits; provide in accordance with public employees health benefit act.

Amends sec. 632 of 1976 PA 451 (MCL 380.632) & adds secs. 506a, 527a, 633, 1255 & 1311m.

I.E. House, September 11, 2007.

Returned from House with amendment, Wednesday, September 12; laid over under the rules.

For House amendment, see Senate Journal No. 85, page 1357.

Committee recommended I.E.

5

SB 420 Sen. Birkholz

State; other; group medical, optical, and dental self-insurance for municipal corporations; permit pursuant to public employees health benefit act.

Amends sec. 5 of 1951 PA 35 (MCL 124.5).

I.E. House, September 11, 2007.

Returned from House with amendment, Wednesday, September 12; laid over under the rules.

For House amendment, see Senate Journal No. 85, page 1358.

Committee recommended I.E.

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SB 421 Sen. Brown

Higher education; community colleges; providing medical, optical, and dental benefits; provide in accordance with public employees health benefit act.

Amends secs. 123 & 124 of 1966 PA 331 (MCL 389.123 & 389.124).

I.E. House, September 11, 2007.

Returned from House with amendment, Wednesday, September 12; laid over under the rules.

For House amendment, see Senate Journal No. 85, page 1358.

Committee recommended I.E.

MESSAGES FROM THE HOUSE

_____ 7 <u>____</u>

SB 276 Sen. Kahn

Property tax; personal property; exemption for new personal property in certain jurisdictions; revise.

Amends sec. 9f of 1893 PA 206 (MCL 211.9f).

I.E. House, September 25, 2007.

Returned from House with House substitute (H-1), Wednesday, September 26; laid over under the rules.

Committee recommended I.E.

THIRD READING OF BILLS

HB 4246 Rep. Steil

Local government; intergovernmental affairs; intergovernmental transfers of functions and responsibilities; revise contents of contracts.

Amends sec. 4 of 1967 (Ex Sess) PA 8 (MCL 124.534).

I.E. House, May 25, 2007.

House substitute (H-2).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

Defeated, Wednesday, September 12; motion to reconsider vote pending.

_____ 9 ____

HB 4266 Rep. Opsommer

Local government; intergovernmental affairs; intergovernmental transfers of employees and responsibilities; revise contents of contracts.

Amends sec. 5 of 1967 (Ex Sess) PA 7 (MCL 124.505).

I.E. House, May 25, 2007.

House substitute (H-2).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

____ 10 _____

SB 313 Sen. Jacobs

Property tax; exemptions; commercial rental property; exempt, revise definition of additions and losses, and eliminate certain exemptions.

Amends sec. 34d of 1893 PA 206 (MCL 211.34d) & adds

Committee on Finance discharged, Thursday, March 15.

Senate substitute (S-1).

Defeated, Thursday, June 21; motion to reconsider vote pending.

THIRD READING OF BILLS

— 11 ———

SB 559 Sen. Kuipers

Administrative procedure; rules; cost benefit analysis regarding departmental rule change; require as part of the request for rule-making.

Amends sec. 39 of 1969 PA 306 (MCL 24.239).

Reported by Committee on Government Operations and Reform.

Senate substitute (S-1).

For Senate amendment, see Senate Journal No. 66, page 995.

Committee recommended I.E.

_____ 12 _____

SB 625 Sen. Brown

Elections; primary; presidential primary process; revise.

Amends secs. 613a, 614a, 615a, 624g, 641 & 759a of 1954 PA 116 (MCL 168.613a et seq.); adds secs. 615c & 759c & repeals secs. 562b, 618, 619 & 620a of 1954 PA 116 (MCL 168.562b et seq.).

Reported by Committee on Campaign and Election Oversight.

Committee recommended I.E.

____ 13 ____

HB 4956 Rep. Mayes

Food; other; rewrite for clarification and updates of food law; provide for.

Amends secs. 1105, 1107, 1109, 2111, 2113, 2119, 2123, 2125, 2129, 3103, 3119, 3121, 3123, 3125, 3127, 3135, 3137, 3139, 4101, 4103, 4105, 4107, 4111, 4113, 4116, 4117, 4125, 5101, 5105, 5107, 6101, 6115, 6129, 6137, 6147, 6149, 7105, 7113, 7115, 7119, 7125, 7137, 8105 & 8107 of 2000 PA 92 (MCL 289.1105 et seq.); adds secs. 6140 & 7106 & repeals secs. 1115, 1117 & 6151 of 2000 PA 92 (MCL 289.1115 et seq.).

I.E. House, July 25, 2007.

House substitute (H-1).

Reported by Committee on Agriculture.

Senate substitute (S-2).

Committee recommended I.E.

_____ 14 ____

SB 672 Sen. Jansen

Children; foster care; review of permanency plan; require.

Amends sec. 19c, ch. XIIA of 1939 PA 288 (MCL 712A.19c).

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

THIRD READING OF BILLS ____ 15 _____ SB 668 Sen. Hardiman

Family law; parental rights; termination of parental rights and parenting time; clarify.

Amends sec. 19b, ch. XIIA of 1939 PA 288 (MCL

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

____ 16 _____

SB 669 Sen. Jansen

Children; foster care; permanency plan and permanent placement of a child; clarify.

Amends sec. 19a, ch. XIIA of 1939 PA 288 (MCL

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

_____ 17 _____

670 Sen. Jacobs SB

Children; protection; notice regarding termination of parental rights; revise.

Amends sec. 13b, ch. XIIA of 1939 PA 288 (MCL 712A.13b).

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

____ 18 _____

671 Sen. Kahn

Children; foster care; alternate permanency plan to be made concurrently with reasonable efforts to reunify child and family; allow.

Amends sec. 19, ch. XIIA of 1939 PA 288 (MCL 712A.19).

Reported by Committee on Families and Human Services.

Committee recommended I.E.

_____ 19 _____

HB 5257 Rep. Hammon

Businesses; nonprofit corporations; filing fees; revise. Amends sec. 1060 of 1982 PA 162 (MCL 450.3060).

I.E. House, September 25, 2007.

House substitute (H-1).

Reported by Committee on Appropriations.

Committee recommended I.E.

— 20 **—**

HB 5258 Rep. Hammel

Businesses; limited liability companies; filing fees; re-

Amends sec. 1101 of 1993 PA 23 (MCL 450.5101).

I.E. House, September 25, 2007.

House substitute (H-1).

Reported by Committee on Appropriations.

Committee recommended I.E.

GENERAL ORDERS

____ 21 _____

SB 275 Sen. Whitmer

Courts; juries; exemption for nursing mothers from jury duty; provide for.

Amends sec. 1307a of 1961 PA 236 (MCL 600.1307a).

Reported by Committee on Judiciary.

Committee recommended I.E.

_____ 22 _____

SB 306 Sen. Prusi

Single business tax; replacement; Michigan business tax act; create.

Creates new act.

Committee on Finance discharged, Thursday, March **15.**

____ 23 ____

SB 308 Sen. Prusi

Education; financing; exemption for certain personal property from certain school operating mills; provide for.

Amends sec. 1211 of 1976 PA 451 (MCL 380.1211).

Committee on Finance discharged, Thursday, March **15.**

____ 24 _____

309 Sen. Cherry SB

Property tax; state education tax; tax exemption for certain industrial and commercial personal property; exempt. Amends sec. 3 of 1993 PA 331 (MCL 211.903).

Committee on Finance discharged, Thursday, March **15.**

____ 25 _____

_____ 26 _____

SB 310 Sen. Anderson

Economic development; plant rehabilitation; calculation of tax levied; revise.

Amends secs. 14 & 14a of 1974 PA 198 (MCL 207.564 & 207.564a).

Committee on Finance discharged, Thursday, March **15.**

SB 311 Sen. Brater

Property tax; exemptions; commercial and industrial personal property; exempt from certain taxes.

Amends 1893 PA 206 (MCL 211.1 - 211.157) by adding

Committee on Finance discharged, Thursday, March

SB 312 Sen. Jacobs

Taxation; other; specific tax on commercial rental property: create.

Creates new act.

Committee on Finance discharged, Thursday, March **15.**

314 Sen. Cherry SB

> Taxation; estates; tie between estate tax and the federal tax; modify.

> Amends secs. 32, 33 & 56 of 1899 PA 188 (MCL 205.232 et seg.) & adds sec. 32a.

> Committee on Finance discharged, Thursday, March 15.

15.

325

15.

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GENERAL ORDERS ____ 29 _____ SB 315 Sen. Gleason Sales tax; exemptions; exemption for sale of rolling stock purchased by an interstate fleet motor carrier; eliminate. Amends sec. 4r of 1933 PA 167 (MCL 205.54r). Committee on Finance discharged, Thursday, March **15.** ____ 30 _____ SB 316 Sen. Schauer Sales tax; exemptions; sale of tangible personal property to inmates in penal or correctional institutions and copyrighted motion picture films; eliminate exemption. Amends sec. 4a of 1933 PA 167 (MCL 205.54a). Committee on Finance discharged, Thursday, March 15. ____ 31 _____ 317 Sen. Jacobs SB Sales tax; exemptions; sale of food from vending machine; eliminate exemption. Amends sec. 4g of 1933 PA 167 (MCL 205.54g). Committee on Finance discharged, Thursday, March 15. _____ 32 _____ 318 Sen. Anderson Sales tax; collections; sales tax on difference between trade-in and purchase price for privately sold vehicles; provide for. Amends sec. 1 of 1933 PA 167 (MCL 205.51). Committee on Finance discharged, Thursday, March 15. ____ 33 ____ SB 319 Sen. Gleason Use tax; exemptions; taxes on rolling stock used by an interstate fleet motor carrier; eliminate exemption. Amends sec. 4k of 1937 PA 94 (MCL 205.94k). Committee on Finance discharged, Thursday, March **15.** _____ 34 ______ SB 320 Sen. Jacobs Use tax; exemptions; sale of food from vending machine; eliminate exemption. Amends sec. 4d of 1937 PA 94 (MCL 205.94d). Committee on Finance discharged, Thursday, March **15.** ___ 35 _____ 321 Sen. Thomas SB Use tax; exemptions; certain exemptions; eliminate. Amends secs. 3a & 4 of 1937 PA 94 (MCL 205.93a & Committee on Finance discharged, Thursday, March 15. ____ 36 _____ SB 322 Sen. Gleason

Sales tax; collections; streamlined sales tax agreement;

Amends 2004 PA 175 (MCL 205.171 - 205.191) by add-

Committee on Finance discharged, Thursday, March

include interstate trucks and trailers.

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GENERAL ORDERS ____ 37 _____ SB 323 Sen. Scott Property tax; personal property; exemption for water conditioning systems and bottled water coolers; remove. Amends sec. 9 of 1893 PA 206 (MCL 211.9) & repeals sec. 9g of 1893 PA 206 (MCL 211.9g[1]). Committee on Finance discharged, Thursday, March _____ 38 _____ 324 Sen. Prusi Taxation; other; penalties; modify. Amends secs. 3, 4, 19 & 24 of 1941 PA 122 (MCL 205.3 Committee on Finance discharged, Thursday, March _____ 39 _____ Sen. Switalski Taxation; other; nexus standard; modify. Amends 1941 PA 122 (MCL 205.1 - 205.31) by adding Committee on Finance discharged, Thursday, March _____ 40 ______ 326 Sen. Clark-Coleman Income tax; income; expenses incurred in the production of income; add to tax base. Amends sec. 36 of 1967 PA 281 (MCL 206.36). Committee on Finance discharged, Thursday, March

SB 327 Sen. Clark-Coleman

Income tax; income; expenses incurred in the production of income; add to taxable income.

Amends sec. 30 of 1967 PA 281 (MCL 206.30).

Committee on Finance discharged, Thursday, March **15.**

____ 42 _____

SB 328 Sen. Basham

Taxation; tobacco; tobacco products tax; increase.

Amends secs. 7 & 12 of 1993 PA 327 (MCL 205.427 &

Committee on Finance discharged, Thursday, March **15.**

____ 43 _____

SB 339 Sen. Switalski

Liquor; retail sales; liquor markup; increase.

Amends sec. 233 of 1998 PA 58 (MCL 436.1233).

Committee on Finance discharged, Thursday, March 15.

SB 218 Sen. Basham

Economic development; plant rehabilitation; eligibility requirements to obtain an industrial facilities exemption certificate; allow for exception under certain circumstances.

Amends sec. 9 of 1974 PA 198 (MCL 207.559).

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

SB 278 Sen. George

Insurance; health; Michigan helping ensure affordable and reliable treatment (MI-HEART) act; create.

Creates new act.

Reported by Committee on Health Policy.

Senate substitute (S-2).

Committee recommended I.E.

SB 280 Sen. Sanborn

Insurance; health care corporations; continuation of dependent coverage and waiver of certain benefits and offerings; provide for.

Amends 1980 PA 350 (MCL 550.1101 - 550.1704) by adding secs. 409b & 419c.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

SB 283 Sen. Brown

Insurance; health; continuation of dependent coverage waiver of certain coverages and offerings and exception to basic health services; provide for.

Amends sec. 3519 of 1956 PA 218 (MCL 500.3519) & adds secs. 2264b & 3406s.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

SB 471 Sen. Allen

Liquor; licenses; application process for on-premises or quota license when unavailable in jurisdiction; clarify.

Amends sec. 521a of 1998 PA 58 (MCL 436.1521a).

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

——— 49 **————**

HB 4597 Rep. Gillard

Natural resources; hunting; promotion of; provide for on department of natural resources controlled land.

Amends sec. 504 of 1994 PA 451 (MCL 324.504).

I.E. House, May 3, 2007.

House substitute (H-1).

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

_____ 50 _____

SB 282 Sen. Thomas

Education; curricula; physical education requirement; revise.

Amends sec. 1502 of 1976 PA 451 (MCL 380.1502).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

___ 51 _____

HB 4882 Rep. Bieda

Use tax; exemptions; definition of taxable use; modify. Amends secs. 2, 3 & 7 of 1937 PA 94 (MCL 205.92 et seq.).

I.E. House, September 24, 2007.

House substitute (H-1).

Rules suspended, placed on General Orders, Tuesday, September 25.

____ 52 _____

HB 5096 Rep. Bieda

Use tax; credits and deductions; deduction for certain uncollectible use tax liability; restrict availability to taxpayers that directly remit payment for sales, rental, or service claimed

Amends sec. 9a of 1937 PA 94 (MCL 205.99a).

I.E. House, September 24, 2007.

House substitute (H-1).

Rules suspended, placed on General Orders, Tuesday, September 25.

HB 5097 Rep. Bieda

Sales tax; credits and deductions; deduction for certain uncollectible sales tax liability; restrict availability to tax-payers that directly remit payment for specific sale claimed.

Amends sec. 4i of 1933 PA 167 (MCL 205.54i).

I.E. House, September 24, 2007.

House substitute (H-1).

Rules suspended, placed on General Orders, Tuesday, September 25.

SCHEDULED MEETINGS

Appropriations -

Higher Education - Thursday, October 18, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Conference Committees -

Income Tax (HB 5194) - Sunday, September 30, 1:45 a.m., House Appropriations Room, 3rd Floor, Capitol Building (373-0070)

Public Employees Health Benefit (SB 418) - Sunday, September 30, 12:15 a.m., Room 405, Capitol Building (373-0797)

Use Tax (HB 5198) - Sunday, September 30, 1:45 a.m., Room 426, Capitol Building (373-0070)

Families and Human Services - Tuesday, October 9, 2:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-0797)

Legislative Retirement Board of Trustees -

Subcommittee -

Investment - Thursday, October 4, 2:00 p.m., Room 927, South Tower, Anderson House Office Building (373-0575)

Local, Urban and State Affairs - Tuesday, October 9, 3:00 p.m., Room 110, Farnum Building (373-1635) (CANCELED)

BILLS IN CONFERENCE

Dill No	Brief Title	Conferees		Report Agreed To	
Bill No.		Senate	House	Senate House	
SB 220	Appropriations; zero budget; supplemental	Bishop	Tobocman		
	appropriations; provide for fiscal year	Jelinek	Cushingberry		
	2006-2007.	Switalski	Acciavatti		
SB 222	Appropriations; zero budget; department	Brown	Espinoza		
	of agriculture; provide for fiscal year	Jelinek	McDowell		
	2007-2008.	Scott	Hansen		
SB 229	Appropriations; zero budget; general	Pappageorge	Cheeks		
	government; provide for fiscal year 2007-2008.	Jansen	Cushingberry		
		Anderson	Hansen		
SB 231	Appropriations; zero budget; department	George	Vagnozzi		
	of history, arts, and libraries; provide for	McManus	Jackson		
	fiscal year 2007-2008.	Clark-Coleman	Amos		
SB 232	Appropriations; zero budget; department of	Hardiman	Spade		
~	human services; provide for fiscal year 2007-	Kahn	Cushingberry		
	2008.	Scott	Shaffer		
SB 233	A	Cromon	Cilland		
	Appropriations; zero budget; judiciary;	Cropsey	Gillard		
	provide for fiscal year 2007-2008.	Kahn Brater	Byrnes Moss		
			WIOSS		
SB 234	Appropriations; zero budget; department	Jansen	Hammel		
	of labor and economic growth; provide for	George	Bauer		
	fiscal year 2007-2008.	Scott	Brandenburg		
SB 235	Appropriations; zero budget; department	Garcia	LeBlanc		
	of military affairs; provide for fiscal year	Stamas	Espinoza		
	2007-2008.	Barcia	Nofs		
SB 238	Appropriations; zero budget; department	Garcia	LeBlanc		
	of state police; provide for fiscal year	Stamas	Espinoza		
	2007-2008.	Barcia	Nofs		
SB 240	Appropriations; zero budget; department	Hardiman	Gonzales		
	of transportation; provide for fiscal year	Cropsey	Tobocman		
	2007-2008.	Anderson	Agema		
SB 418	State; other; public employees health benefit	Jansen	Melton		
	act; create.	Kuipers	Cushingberry		
		Gleason	Acciavatti		
IID 4244	Annualistican community bealth, described	Vahn	MaDar11		
HB 4344	Appropriations; community health; department of community health; provide for fiscal year	Kahn	McDowell Cushingharry		
	2007-2008.	Pappageorge Cherry	Cushingberry Caswell		
HB 4346	Appropriations; education; department of	Jelinek	Gillard		
	education; provide for fiscal year 2007-2008.	Brown	Vagnozzi		
		Switalski	Caswell		
HB 4348	Appropriations; corrections; department of	Cropsey	Alma Smith		
	corrections; provide for fiscal year 2007-2008.	Kahn	Bennett		
		Brater	Proos		

BILLS IN CONFERENCE

	Brief Title	Conferees		Report Agreed To	
Bill No.		Senate	House	Senate	House
HB 4350	Appropriations; higher education; higher education; provide for fiscal year 2007-2008.	Stamas George Barcia	Byrnes Cushingberry Acciavatti		
HB 4354	Appropriations; natural resources; department of natural resources; provide for fiscal year 2007-2008.	McManus Jansen Brater	Lahti Spade Booher		
HB 4358	Appropriations; environmental quality; department of environmental quality; provide for fiscal year 2007-2008.	Garcia Cropsey Brater	Bennett Espinoza Proos		
HB 4359	Appropriations; school aid; multisection school aid; provide for fiscal year 2007-2008.	Jelinek Brown Switalski	Gillard Cushingberry Caswell		
HB 4360	Appropriations; community colleges; community and junior colleges; provide for fiscal year 2007-2008.	Hardiman McManus Clark-Coleman	Bauer Byrnes Booher		
HB 5194	Income tax; rate; single business tax references and rate provisions; clean up.	Jelinek George Prusi	Tobocman Meisner Ward		
HB 5198	Use tax; exemptions; certain exemptions; eliminate.	Garcia Kuipers Prusi	Bieda Condino Palsrok		